

SENATE MOTION

MADAM PRESIDENT:

I move that Engrossed House Bill 1478 be amended to read as follows:

- 1 Page 3, between lines 24 and 25, begin a new paragraph and insert:
- 2 "SECTION 4. IC 4-1-10-5, AS AMENDED BY P.L.29-2006,
- 3 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 4 JULY 1, 2007]: Sec. 5. (a) A state agency may disclose the Social
- 5 Security number of an individual if any of the following apply:
- 6 (1) The disclosure of the Social Security number is expressly
- 7 required by state law, federal law, or a court order.
- 8 (2) The individual expressly consents in writing to the disclosure
- 9 of the individual's Social Security number.
- 10 (3) The disclosure of the Social Security number is:
- 11 (A) made to comply with:
- 12 (i) the USA Patriot Act of 2001 (P.L. 107-56); or
- 13 (ii) Presidential Executive Order 13224; or
- 14 (B) to a commercial entity for the permissible uses set forth in
- 15 the:
- 16 (i) Drivers Privacy Protection Act (18 U.S.C. 2721 et seq.);
- 17 (ii) Fair Credit Reporting Act (15 U.S.C. 1681 et seq.); ~~or~~
- 18 (iii) Financial Modernization Act of 1999 (15 U.S.C. 6801
- 19 et seq.); **or**
- 20 **(iv) Uniform Commercial Code (IC 26-1).**
- 21 (4) The disclosure of the Social Security number is for the
- 22 purpose of administration of a state agency employee's or the state
- 23 agency employee's dependent's health benefits.
- 24 (5) The disclosure of the Social Security number is for the
- 25 purpose of administration of:
- 26 (A) a pension fund administered by the board of trustees of the
- 27 public employees' retirement fund;
- 28 (B) the Indiana state teachers' retirement fund;
- 29 (C) a deferred compensation plan or defined contribution plan
- 30 established under IC 5-10-1.1; or
- 31 (D) a pension plan established by the state police department

1 under IC 10-12.

2 (b) A state agency's disclosure of the Social Security number of an
3 individual in compliance with subsection (a) does not violate
4 IC 5-14-3-4(a)(12).".

5 Renumber all SECTIONS consecutively.

(Reference is to EHB 1478 as printed April 6, 2007.)

Senator HERSHMAN